## Case 4:13-cv-01449 Document 22-5 Filed in TXSD on 06/04/13 Page 1 of 4

From:

Tobias Backer < TBacker@iconinvestments.com>

Sent:

Thursday, May 02, 2013 3:36 PM

To:

Mehmet MAT

Cc:

Sybille Andaur; Moufflet, Francois <fmoufflet@alixpartners.com>

(fmoufflet@alixpartners.com); Jason Braunstein

Subject:

RE: Alternative Proposal

Attachments:

Geden Lease Amorts.pdf

Dear Mehmet

As requested, please find attached the transaction amortization schedules for the *Center*, *Amazing* and *Fantastic* financings.

Regards,

**Tobias** 

From: Mehmet MAT [mailto:mehmetmat@gedenlines.com]

Sent: Thursday, May 02, 2013 10:04 AM

To: Tobias Backer

Cc: Sybille Andaur; Moufflet, Francois < fmoufflet@alixpartners.com > (fmoufflet@alixpartners.com); Jason Braunstein

Subject: Alternative Proposal

Dear Tobias,

Thank you for your quick feedback.

The proposed structure does not differentiate for a bank or a lessor. The actual earnings + USD 750 per day less opex. The remainder to be used towards firstly interest payment, and to the extent being available, partial principal payment. However as per the details on page 6, the outcome is not "an equal treatment" among the lenders as the deferred amounts differ as a result of different earnings/LTVs of each specific transaction. Please note that we are only paying interest to our banks right now which is less than 4% and will be happy to treat you the same if you want.

It would be helpful to get your repayment schedules.

Best Regards

Mehmet

From: Tobias Backer [mailto:TBacker@iconinvestments.com]

**Sent:** Thursday, May 02, 2013 12:44 AM **To:** Mehmet MAT; Omer Donnerstein

Cc: Sybille Andaur; Moufflet, Francois; Jason Braunstein

Subject: RE: Alternative Proposal

Mehmet

We have evaluated your proposal and believe that there must be a misunderstanding. ICON's financings of the *Center*, *Amazing* and *Fantastic* are secured financings, not time charter

## Case 4:13-cv-01449 Document 22-5 Filed in TXSD on 06/04/13 Page 2 of 4

arrangements. As such, any restructuring proposal would have to reflect the legal structure of the contracts supporting the financing.

We understand that the company has concerns about its liquidity position in 2013/14 unless it gets some sort of restructuring proposal agreed, and have sympathy for this challenge. Therefore, ICON would be willing to consider an arrangement that generally follows the plan laid out for the other secured lenders in page 6 of your proposal. If it would be helpful for your analysis to receive the monthly principal and interest schedules of the transactions we would be happy to provide these to you.

Regards,

Tobias Backer ICON

----Original Message----

From: Mehmet MAT [mailto:mehmetmat@gedenlines.com]

Sent: Wednesday, May 01, 2013 4:12 PM To: Tobias Backer; Omer Donnerstein Cc: Sybille Andaur; Moufflet, Francois

Subject: Alternative Proposal

Dear Tobias and Omer,

Attached is a proposal we have developed in light of the feedback received to date. We believe it addresses the stated objectives of the stakeholders in providing equitable treatment and preserving values. As previously advised, we are eager to maintain the fleet in its current form and therefore we believe this consensual restructuring will provide the best outcome for all.

Please let us know if you have any questions. We look forward to your feedback.

Regards,

Mehmet

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## ICON FINANCE LEASE AMORTIZATION REPORT

	GEDEN:	AMAZING /	FANTASTIC	AMORTIZATION	SCHEDULE
CILITY AMO	UNT	33,500,000.			on the Commission of the Philosophic Commission of the Commission

FACILITY AMOUN FACILITY TERM DAILY PMT 84.00 13,500.00 21,500,000.00 BALOON OBLIGATION INTEREST RATE

INTEREST RATE		11.3421%			
DATE	OPENING BALANCE	PMT	INTEREST	PRINCIPAL	CLOSING BALANCE
10/1/2010	33,500,000.00	418,500.00	-	418,500.00	33,081,500.00
11/1/2010	33,081,500.00	405,000.00	323,102.07	81,897.93	32,999,602.07
12/1/2010	32,999,602.07	418,500.00	311,905.34	106,594.66	32,893,007.40
1/1/2011 2/1/2011	32,893,007.40 32,795,768.49	418,500.00	321,261.09	97,238.91	32,795,768.49
3/1/2011	32,738,079.86	378,000.00 418,500.00	320,311.37 288,804.58	57,688.63 129,695.42	32,738,079.86 32,608,384.44
4/1/2011	32,608,384.44	405,000.00	318,481.22	86,518.78	32,521,865.66
5/1/2011	32,521,865.66	418,500.00	307,389.87	111,110.13	32,410,755.53
6/1/2011	32,410,755.53	405,000.00	316,551.01	88,448.99	32,322,306.54
7/1/2011	32,322,306.54	418,500.00	305,503.68	112,996.32	32,209,310.22
8/1/2011 9/1/2011	32,209,310.22 32,105,393.74	418,500.00 405,000.00	314,583.52 313,568.58	103,916.48	32,105,393.74
10/1/2011	32,013,962.32	418,500.00	302,589.28	91,431.42 115,910.72	32,013,962.32 31,898,051.60
11/1/2011	31,898,051.60	405,000.00	311,543.50	93,456.50	31,804,595.10
12/1/2011	31,804,595.10	418,500.00	300,610.38	117,889.62	31,686,705.48
1/1/2012	31,686,705.48	418,500.00	309,479.32	109,020.68	31,577,684.80
2/1/2012 3/1/2012	31,577,684.80 31,494,599.33	391,500.00 418,500.00	308,414.53	83,085.47	31,494,599.33
4/1/2012	31,363,857.01	405,000.00	287,757.69 306,326.10	130,742.31 98,673.90	31,363,857.01 31,265,183.12
5/1/2012	31,265,183.12.	418,500.00	295,511.97	122,988.03	31,142,195.09
6/1/2012	31,142,195.09	405,000.00	304,161.17	100,838.83	31,041,356.26
7/1/2012	31,041,356.26	418,500.00	293,396.41	125,103.59	30,916,252.66
8/1/2012 9/1/2012	30,916,252.66 30,799,707.08	418,500.00	301,954.42	116,545.58	30,799,707.08
10/1/2012	30,695,523.22	405,000.00 418,500.00	300,816.14 290,127.67	104,183.86 128,372.33	30,695,523.22 30,567,150.88
11/1/2012	30,567,150.88	405,000.00	298,544.79	106,455.21	30,460,695.68
12/1/2012	30,460,695.68	418,500.00	287,908.12	130,591.88	30,330,103.80
1/1/2013	30,330,103.80	418,500.00	296,229.59	122,270.41	30,207,833.39
2/1/2013	30,207,833.39	378,000.00	295,035.39	82,964.61	30,124,868.79
3/1/2013 4/1/2013	30,124,868.79 29,972,120.48	418,500.00 405,000.00	265,751.70	152,748.30	29,972,120.48
5/1/2013	29,859,853.70	418,500.00	292,733.22 282,229.09	112,266.78 136,270.91	29,859,853.70 29,723,582.80
6/1/2013	29,723,582.80	405,000.00	290,305.79	114,694.21	29,608,888.59
7/1/2013	29,608,888.59	418,500.00	279,857.02	138,642.98	29,470,245.61
8/1/2013	29,470,245.61	418,500.00	287,831.48	130,668.52	29,339,577.09
9/1/2013 10/1/2013	29,339,577.09 29,221,132.36	405,000.00	286,555.26	118,444.74	29,221,132.36
11/1/2013	29,078,824.39	418,500.00 405,000.00	276,192.03 284,008.53	142,307.97 120,991.47	29,078,824.39 28,957,832.92
12/1/2013	28,957,832.92	418,500.00	273,703.38	144,796.62	28,813,036.30
1/1/2014	28,813,036.30	418,500.00	281,412.62	137,087.38	28,675,948.92
2/1/2014	28,675,948.92	378,000.00	280,073.71	97,926.29	28,578,022.63
3/1/2014 4/1/2014	28,578,022.63	418,500.00	252,105.93	166,394.07	28,411,628.55
5/1/2014	28,411,628.55 28,284,120.68	405,000.00 418,500.00	277,492.13 267,335.59	127,507.87 151,164.41	28,284,120.68 28,132,956.28
6/1/2014	28,132,956.28	405,000.00	274,770.38	130,229.62	28,002,726.66
7/1/2014	28,002,726.66	418,500.00	264,675.92	153,824.08	27,848,902.57
8/1/2014	27,848,902.57	418,500.00	271,996.07	146,503.93	27,702,398.64
9/1/2014	27,702,398.64	405,000.00	270,565.19	134,434.81	27,567,963.83
10/1/2014 11/1/2014	27,567,963.83 27,410,030.46	418,500.00 405,000.00	260,566.63 267,709.67	157,933.37	27,410,030.46
12/1/2014	27,272,740.13	418,500.00	257,776.24	137,290.33 160,723.76	27,272,740.13 27,112,016.36
1/1/2015	27,112,016.36	418,500.00	264,799.01	153,700.99	26,958,315.38
2/1/2015	26,958,315.38	378,000.00	263,297.84	114,702.16	26,843,613.21
3/1/2015 4/1/2015	26,843,613.21 26,661,918.75	418,500.00 405,000.00	236,805.54	181,694.46	26,661,918.75
5/1/2015	26,517,321.73	418,500.00	260,402.98 250,636.18	144,597.02 167,863.82	26,517,321.73 26,349,457.90
6/1/2015	26,349,457.90	405,000.00	257,351.22	147,648.78	26,201,809.12
7/1/2015	26,201,809.12	418,500.00	247,654.02	170,845.98	26,030,963.14
8/1/2015	26,030,963.14	418,500.00	254,240.53	164,259.47	25,866,703.67
9/1/2015 10/1/2015	25,866,703.67	405,000.00	252,636.23	152,363.77	25,714,339.90
11/1/2015	25,714,339.90 25,538,886.46	418,500.00 405,000.00	243,046.56 249,434.49	175,453.44 155,565.51	25,538,886.46 25,383,320.95
12/1/2015	25,383,320.95	418,500.00	239,917.84	178,582.16	25,204,738.79
1/1/2016	25,204,738.79	418,500.00	246,170.92	172,329.08	25,032,409.70
2/1/2016	25,032,409.70	391,500.00	244,487.80	147,012.20	24,885,397.51
3/1/2016	24,885,397.51	418,500.00	227,371.19	191,128.81	24,694,268.70
4/1/2016 5/1/2016	24,694,268.70 24,530,453.93	405,000.00 418,500.00	241,185.23 231,856.72	163,814.77	24,530,453.93
6/1/2016	24,343,810.65	405,000.00	237,762.36	186,643.28 167,237.64	24,343,810.65 24,176,573.01
7/1/2016	24,176,573.01	418,500.00	228,511.91	189,988.09	23,986,584.92
8/1/2016	23,986,584.92	418,500.00	234,273.39	184,226.61	23,802,358.31
9/1/2016	23,802,358.31	405,000.00	232,474.08	172,525.92	23,629,832.39
10/1/2016 11/1/2016	23,629,832.39 23,434,676.62	418,500.00	223,344.23	195,155.77	23,434,676.62
12/1/2016	23,258,559.60	405,000.00 418,500.00	228,882.98 219,835.04	176,117.02 198,664.96	23,258,559.60
1/1/2017	23,059,894.64	418,500.00	225,222.54	193,277.46	23,059,894.64 22,866,617.19
2/1/2017	22,866,617.19	378,600.60	223,334.83	154,665.17	22,711,952.02
3/1/2017	22,711,952.62	418,500.00	200,357.38	218,142.62	22,493,809.40
4/1/2017 5/1/2017	22,493,809.40	405,000.00	219,693.67	185,306.33	22,308,503.08
5/1/2017 6/1/2017	22,308,503.08 22,100,858.38	418,500.00	210,855.31	207,644.69	22,100,858.38
7/1/2017	21,911,714.16	405,000.00 418,500.00	215,855.78 207,104.94	189,144.22 211,395.06	21,911,714.16 21,700,319.10
8/1/2017	21,700,319.10	418,500.00	211,943.77	206,556.23	21,493,762.87
9/1/2017	21,493,762.87	405,000.00	209,926.37	195,073.63	21,298,689.24
10/1/2017	21,298,689.24	21,500,000.00	201,310.76	21,298,689.24	(0.00)

## ICON FINANCE LEASE AMORTIZATION REPORT

	GEDEN: CENTER AMORTIZATION SCHEDULE
FACILITY AMOUNT	69,000,000.00
FACILITY TERM	60.00
DAILY PMT	20,000.00
BALOON OBLIGATION	64,500,000.00
INTEREST RATE	9.5140%

INTEREST RATE		9.5140%			
DATE	OPENING BALANCE	PMT	INTEREST	PRINCIPAL	CLOSING BALANCE
6/20/2011	69,000,000.00	600,000.00	-	600,000.00	68,400,000.00
7/20/2011	68,400,000.00	620,000.00	542,300.60	77,699.40	68,322,300.60
8/20/2011	68,322,300.60	620,000.00	559,740.72	60,259.28	68,262,041.31
9/20/2011	68,262,041.31	600,000.00	559,247.03	40,752.97	68,221,288.35
10/20/2011	68,221,288.35	620,000.00	540,883.70	79,116.30	68,142,172.05
11/20/2011	68,142,172.05	600,000.00	558,264.99	41,735.01	68,100,437.04
12/20/2011	68,100,437.04	620,000.00	539,925.55	80,074.45	68,020,362.59
1/20/2012	68,020,362.59	620,000.00	557,267.05	62,732.95	67,957,629.63
2/20/2012	67,957,629.63	580,000.00	556,753.10	23,246.90	67,934,382.73
3/20/2012	67,934,382.73	620,000.00	520,655.38	99,344.62	67,835,038.10
4/20/2012	67,835,038.10	600,000.00	555,748.75	44,251.25	67,790,786.85
5/20/2012	67,790,786.85	620,000.00	537,470.53	82,529.47	67,708,257.38
6/20/2012	67,708,257.38	600,000.00	554,710.08	45,289.92	67,662,967.46
7/20/2012	67,662,967.46	620,000.00	536,457.13	83,542.87	67,579,424.58
8/20/2012	67,579,424.58	620,000.00	553,654.59	66,345.41	67,513,079.18
9/20/2012	67,513,079.18	600,000.00	553,111.05	46,888.95	67,466,190.23
10/20/2012	67,466,190.23	620,000.00	534,897.00	85,103.00	67,381,087.23
11/28/2012	67,381,087.23	600,000.00	552,029.69	47,970.31	67,333,116.92
12/20/2012	67,333,116.92	620,000.00	533,841.95	86,158.05	67,246,958.87
1/20/2013	67,246,958.87	620,000.00	550,930.82	69,069.18	67,177,889.69
2/20/2013	67,177,889.69	560,000.00	550,364.96	9,635.04	67,168,254.65
3/20/2013	67,168,254.65	620,000.00	497,032.54	122,967.46	67,045,287.18
4/20/2013	67,045,287.18	600,000.00	549,278.59	50,721.41	66,994,565.78
5/20/2013	66,994,565.78	620,000.00	531,157.79	88,842.21	66,905,723.57
6/20/2013	66,905,723.57	600,000.00	548,135.20	51,864.80	66,853,858.77
7/20/2013	66,853,858.77	620,000.00	530,042.21	89,957.79	66,763,900.98
8/20/2013	66,763,900.98	620,000.00	546,973.29	73,026.71	66,690,874.28
9/20/2013 10/20/2013	66,690,874.28	600,000.00	546,375.01	53,624.99	66,637,249.29
11/20/2013	66,637,249.29 66,545,574.14	620,000.00	528,324.85	91,675.15	66,545,574.14
12/20/2013	66,490,758.76	600,000.00 620,000.00	545,184.62	54,815.38	66,490,758.76
1/20/2014	66,397,922.18	620,000.00	527,163.42	92,836.58	66,397,922.18
2/20/2014	66,321,897.14	560,000.00	543,974.96 543,352.11	76,025.04	66,321,897.14
3/20/2014	66,305,249.25	620,000.00	490,646.46	16,647.89	66,305,249.25
4/20/2014	66,175,895.71	600,000.00	542,155.97	129,353.54 57,844.03	66,175,895.71
5/20/2014	66,118,051.68	620,000.00	524,208.46	95,791.54	66,118,051.68 66,022,260.15
6/20/2014	66,022,260.15	600,000.00	540,897.29	59,102.71	65,963,157.44
7/20/2014	65,963,157.44	620,000.00	522,980.40	97,019.60	65,866,137.84
8/20/2014	65,866,137.84	620,000.00	539,618.24	80,381.76	65,785,756.08
9/20/2014	65,785,756.08	600,000.00	538,959.70	61,040.30	65,724,715.77
10/20/2014	65,724,715.77	620,000.00	521,089.95	98,910.05	65,625,805.72
11/20/2014	65,625,805.72	600,000.00	537,649.28	62,350.72	65,563,455.00
12/20/2014	65,563,455.00	620,000.00	519,811.41	100,188.59	65,463,266.41
1/20/2015	65,463,266.41	620,000.00	536,317.65	83,682.35	65,379,584.06
2/20/2015	65,379,584.06	560,000.00	535,632.07	24,367.93	65,355,216.13
3/20/2015	65,355,216.13	620,000.00	483,616.39	136,383.61	65,218,832.52
4/20/2015	65,218,832.52	600,000.00	534,315.09	65,684.91	65,153,147.61
5/20/2015	65,153,147.61	620,000.00	516,558.34	103,441.66	65,049,705.96
6/20/2015	65,049,705.96	600,000.00	532,929.49	67,070.51	64,982,635.45
7/20/2015	64,982,635.45	620,000.00	515,206.46	104,793.54	64,877,841.91
8/20/2015	64,877,841.91	620,000.00	531,521.47	88,478.53	64,789,363.38
9/20/2015	64,789,363.38	600,000.00	530,796.60	69,203.40	64,720,159.98
10/20/2015	64,720,159.98	620,000.00	513,125.46	106,874.54	64,613,285.44
11/20/2015	64,613,285.44	600,000.00	529,354.05	70,645.95	64,542,639.49
12/20/2015	64,542,639.49	620,000.00	511,718.01	108,281.99	64,434,357.50
1/20/2016	64,434,357.50	620,000.00	527,888.16	92,111.84	64,342,245.66
2/20/2016	64,342,245.66	580,000.00	527,133.52	52,866.48	64,289,379.18
3/20/2016	64,289,379.18	620,000.00	492,719.73	127,280.27	64,162,098.92
4/20/2016	64,162,098.92	600,000.00	525,657.64	74,342.36	64,087,756.56
5/20/2016	64,087,756.56	620,000.00	508,111.53	111,888.47	63,975,868.08
6/20/2016	63,975,868.08	64,500,000.00	524,131.92	63,975,868.08	· -